

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB21-1209 be amended as follows:

1 Amend printed bill, page 8, after line 3 insert:

2 "SECTION 5. In Colorado Revised Statutes, 17-22.5-403.7,
3 **amend** (1)(a) and (2) as follows:

4 **17-22.5-403.7. Parole eligibility - class 1 felony - juvenile**
5 **offender convicted as adult - definition.** (1) As used in this section,
6 "inmate" means a person:

7 (a) (I) Who is convicted as an adult of a class 1 felony following
8 direct filing of an information or indictment in the district court pursuant
9 to section 19-2-517; ~~C.R.S.~~; or

10 (II) Who is convicted as an adult of a class 1 felony following
11 transfer of proceedings to the district court pursuant to section 19-2-518;
12 ~~C.R.S.~~; and OR

13 (III) WHO IS CONVICTED AS AN ADULT OF A FELONY OFFENSE AND
14 SENTENCED TO THE DEPARTMENT WHEN THE OFFENSE FOR WHICH THE
15 PERSON CONVICTED WAS COMMITTED WHEN THE PERSON WAS EIGHTEEN
16 YEARS OF AGE OR OLDER BUT LESS THAN TWENTY-ONE YEARS OF AGE; AND

17 (2) After considering any relevant evidence presented by any
18 person or agency and considering the presumptions set forth in section
19 17-34-102 (8), the governor may grant parole to an inmate prior to the
20 inmate's parole eligibility date if, in the governor's opinion, extraordinary
21 mitigating circumstances exist and the inmate's release from institutional
22 custody is compatible with the safety and welfare of society. HOWEVER,
23 NOTHING IN THIS SECTION GRANTS THE GOVERNOR THE AUTHORITY TO
24 GRANT EARLY PAROLE PURSUANT TO THE PROVISIONS OF THIS SECTION TO
25 AN INMATE SERVING A SENTENCE OF LIFE WITHOUT THE POSSIBILITY OF
26 PAROLE."

27 Renumber succeeding section accordingly.

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